

REMARKS

The Examiner has required an election of species in the present application.

For the purpose of examination of the present application, Applicants elect the species of Example 1, shown on pages 57-60 of the present specification (i.e., lipase for group (a) and the specific pentanoate and specific pentanoic acid for group (b), respectively), without traverse.

Applicants submit that elected Specie (a) corresponds to all of the claims and elected Specie (b) corresponds to claims 1-6 and 8-9; whereas the Examiner deems that Specie (a) corresponds to claims 2-3 and 11 and Specie (b) corresponds to all claims.

The Examiner further contends/deems that at least claims 1-2 and 4-10 are generic for species (a), and that none of the claims are generic for species (b).

CONCLUSION

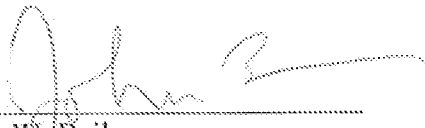
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact John W. Bailey (Reg. No. 32,881) at the telephone number below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

- ☐ Attached is a Petition for Extension of Time.
- ☐ Attached hereto is the fee transmittal listing the required fees.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: February 12, 2007

Respectfully submitted,

By   
John W. Bailey  
Registration No.: 32,881  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road  
Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorney for Applicant